



Express Mail No. EV336653492US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Neil S. Cutshall et al.
Application No. : 10/015,861
Filed : December 12, 2001
For : PHARMACEUTICAL USES AND SYNTHESIS OF
NICOTINANILIDE-N-OXIDES

Examiner : Rita J. Desai
Art Unit : 1625
Docket No. : 240083.514
Date : February 17, 2004

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Commissioner for Patents:

A Final Office Action was issued in the above-identified patent application on July 22, 2003. New grounds of rejection under 35 U.S.C. 102(b) were presented in the Final Office Action. A Response to the Final Office Action was timely filed on October 14, 2003, along with a Notice of Appeal. An Advisory Action was issued on November 3, 2003, wherein the amendments to the claims as presented in the Response to the Final Office Action were not entered and considered. In addition, a Second Supplemental Information Disclosure Statement, which was prompted by the continued rejection of the claims under 35 U.S.C. 112, ¶ 1, in the Final Office Action, was also not entered and considered.

Accordingly, Applicants hereby request continued examination of the above-identified patent application in order to have the following amendments to the claims and the enclosed Second Supplemental Information Disclosure Statement entered and considered by the Examiner.

02/20/2004 SSITHB1 00000051 10015861

420:00-BP
774.00 OP

02:56:1252
03 FC:1201

Accordingly, please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper. For ease of identification, deletions are indicated by strikethrough text (*e.g.*, ~~deleted items~~) and insertions are indicated by underlined text (*e.g.*, insertions).

Remarks/Arguments begin on page 9 of this paper.